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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 10/006,643 | 11/08/2001 | David M. Beausoleil | *** | 1861 |
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| Richard A. Catalina, Jr., Esq. CATALINA & ASSOCIATES 167 Avenue at the Common | | | EXAMINER | |
| | | | GREEN, BRIAN | |
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Please find below and/or attached an Office communication concerning this application or proceeding.

| A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE GF THIS COMMUNICATION. - Earniseans of time many be available under the provisions of 3°CPR 1.356g), in no event, however, may a nephy be timely filled - Earniseans of time many be available under the provisions of 3°CPR 1.356g), in no event, however, may a nephy be timely filled - If the period for nephy specified above is less than thiny (30) days, a nephy visitis the statutory minimum of thiny (30) days will be considered timely. - If the period for neph specified above is less than thiny (30) days, a nephy visitis the statutory minimum of thiny (30) days will be considered timely. - If the period for neph specified above is less than thiny (30) days, a nephy visitis the statutory minimum of the many is desired. - If the period for neph specified above is less than thiny (30) days will be considered timely. - If the period for neph specified above is less than thiny (30) days will be considered timely. - If the period for neph specified above is less than thiny (30) days will be considered timely. - If the period for neph specified above is less than the mailing date of this communication than the mailing date of this communication, which is a considered timely. - If the period for the date of the communication is non-final. - If the period is application is in condition for allowance except for formal matters, prosecution as to the ments is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. - Disposition of Claims - Application is private allowed. - Application is a size are pending in the application. - Applicant may not request an authorise and the private pending is the formal matters, prosecution as to the ments is closed in abeyance. See 37 CFR 1.85(a). - The peroposed drawing correction filed on is any application is a pending the private pending pending the pending | | Application No. | Applicant(s) | | | |
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| Brian K. Green Brian K. Green S611 | ` | 10/006,643 | BEAUSOLEIL, DAVID M. | | | |
| — The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Educations of time may be available under the provision of 3 CPR 1.135(a). In no event, however, may a reply be timely filed by the period for reply specified above, the maximum of 3 CPR 1.135(a). In no event, however, may a reply be timely filed by the period for reply specified above, the maximum statutory provide while yellow and vilegary 50 (MONTHS filed the mailing date of this communication for reply is specified above, the maximum statutory provide while yellow and vilegary 50 (MONTHS filed the mailing date of this communication for reply specified above, the septimization to income advanced by the mailing date of this communication. Failure to reply specified above is less than thirty (20) days, a reply within the above the septimization to income and MINDONETO (58 U.S. 2, 13.5). From the provided time adjustment. See 37 CFR 1.704(b). Status 1) | Office Action Summary | Examiner | Art Unit | | | |
| A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. • Entractions of time many be available under the provisions of 37 CFR 1.736(s), in no event, however, many a reply be timely filed • Entraction of time many be available under the provisions of 37 CFR 1.736(s), in no event, however, many a reply be timely filed • Entraction of time many be available under the provisions of 37 CFR 1.736(s), in no event, however, many a reply be timely filed • If the period for reply specified abover, the maximum statutory prevaid vitil apply and vitil augint \$10.00 MON THS from the mainting date of this communication. • If No period for reply the specified abover, the maximum statutory prevaid vitil apply and vitil augint \$10.00 MON THS from the mainting date of this communication, over if timely filed, may reduce any search application for sellowance and the filed provision of the mainting date of this communication, over if timely filed, may reduce any search application for sellowance except for formal matters, prosecution as to the ments is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claim(s) is/are objected to. 8) Claim(s) is/are objected to by the Examiner. 10) The drawing(s) filed on is/are: an) accepted or bl objected to by the Examiner. Application Papers 9) The specification is objected to by the Examiner. 11) The proposed drawing correction filed on is: an) approved bl disapproved by the Examiner. 12) The oath or declaration is objected to by the Examiner. 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 10) Acknowledgment is made of a claim for foreign priority documents have been received in Application No 11) Certified | | | | | | |
| THE MAILING DATE OF THIS COMMUNICATION. Estambase time may be available under the provisions of 37 CPR 1.13(6). In no event, however, may a reply be timely filed after SX (6) MCNTHS from the mailing date of this communication, reply the time to state of the communication of the co | The MAILING DATE of this communication appe Period for Reply | ears on the cover sheet with the c | orrespondence address | | | |
| 1) Responsive to communication(s) filed on 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claim(s) | THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). - Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). | | | | | |
| 2a) This action is FINAL. 2b This action is non-final. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-27 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-27 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: allowed or bill objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: all approved by disapproved by the Examiner. If approved, corrected drawings are required in reply to this Office action. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All by Some December of the priority documents have been received in Application No. application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application). a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121. Attachment(s) Hill the priority document priority under 35 U.S.C. §§ 120 and/or 121. | | | | | | |
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Art Unit: 3611

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Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-26, drawn to marking plate, classified in class 40, subclass 299.01.
- II. Claim 27, drawn to a method of archiving electrical data, classified in class 29, subclass 428.

The inventions are distinct, each from the other because of the following reasons:

Inventions I. and II. are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case the product as claimed can be made by another and materially different process such as attaching a plate to an electrical device or fixture, adhesively attaching a paper sheet to the plate, writing electrical information on the paper sheet in columns and rows.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

A telephone call was made to Richard A. Catalina, Jr. on 1/27/03 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Application/Control Number: 10/006,643 Page 3

Art Unit: 3611

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian K. Green whose telephone number is (703) 308-1011. The examiner can normally be reached on M-F 7am-3:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lesley Morris can be reached on (703) 308-0629. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9326 for regular communications and (703) 872-9327 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 306-4177.

BRIAN K. GREEN PRIMARY EXAMINER

bkg January 30, 2003